



Roll Call

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“01’s Corner”



It is May again and we have been busy with more arrests for homicide, traffic fatalities, and investigation of other serious matters; plus our annual Police Week activities have begun.. The annual Peace Officer Memorial Service will be another special but solemn event. We have invited as many folks, former and retired employees that we can think of for whom we have address information. I hope that you and your family will participate in as many events as possible.

Team GPD team did very well this year during the [Habitat for Humanity Quiz Nite](#) on May 5, 2006. Team Captain Sgt Mark Torre, along with team members Lt Kim Santos, Sgt Richard Cress, Sgt James Cruz, Dustin Santos, and Rica Roberto did a super job of finishing in the middle of the pack. Congratulations team.

The 40 caliber Glock models 22 and 23 will be our firearms. This will happen as soon as the purchase orders are issued by GSA and Glock is able to ship to us. GSA will have to obtain bids from other vendors but the Glock will be GPD's new handgun. Upon delivery, we will conduct transition training and upon qualifications, you will be issued the weapon. For patrol duties, the model 22 will be issued and for administrative and plain clothes duty, the model 23 will be issued. The new handgun is the 40 S&W which developed from the 10 millimeter. SWAT officers and firearms instructors will be issued a 45 caliber model as they wish. If you want to purchase your own 40 or 45 caliber Glock, you can request the approved purchase with the Chief's letterhead. Please consult with Sgt Rabon to initiate your personal purchase. Other firearms needs will be addressed as questions arise.

Let's thank Sgt2 John Rabon, Brad Hokanson, and members of the firearm's committee for getting it done. Please take the time to thank Speaker Forbes for adding the Glock to our FY06 appropriation and Governor Camacho for signing the budget law.

New Body Armor will be ordered soon. I have been anxiously awaiting submission of the requisition so we can move on the body armor. Funding of \$200,000 for the body armor was authorized by Governor Camacho from Compact-Impact funds. Let's get the gear so our officers can have what they need.

Employee recognition will be done on Thursdays in conjunction with our weekly management meeting. Whenever possible, the media will be invited to witness the recognition of great performance by our employees. So, if you have any noteworthy accomplishments, please write it up and move it up the chain.

The Crown Victoria police equipment for our patrol cars have arrived and are being installed. If you notice, the cars will be harder to spot because the new light-bar package will be installed behind the front windshield. The new look will save fuel, protect the light-bar during storms, and will give us a stealthy look. I also want to instill **“fear of white car”** on our island which in turn should reduce moving violations and in turn result in reducing traffic fatalities.

Delivery of 12 unmarked vehicles will occur shortly with the help of GSA. We expect delivery of 9 sedans and 3 pickup trucks. The vehicles will be distributed to various units and 12 of the Crown Vics will be headed to patrol. Please take the time to thank Governor Camacho for providing Compact-

Impact funds for all of our vehicles. He knows we need more so I will continue to work on this.

Please take care of our vehicles and equipment. I expect each employee to care for these cars, trucks, guns, vests, and other gear as if they belong to you. You pay taxes too so you actually own a part of the equipment and supplies we use each day. With team-care, we will be assured long use of all equipment. Money does not grow on trees and new equipment costs money. So please care of our gear.

We continue to monitor overtime costs and will require that all O/T be project or case specific. Payment continues to be paid as quickly as possible. We will attempt to further streamline the collection, approval, and data entry steps with DOA to improve the timelessness of all payments. If you encounter any problems, please direct them to the chain of command.

Do I still have my issued PPE? Whets a PPE? I hope that the answers to both questions are YES!. Sgt Richard Crest has been busy with homeland grants and inventory. Please ensure the you know where all issued gear is located. If you have defective or expired gear, please tell him. If you don't know where the gear is, report the problem. You will hear less grief from me if you take responsibility for these items. During an incident requiring protective equipment, we need you to be able to handle special problems for which you were trained. In the future, we shall pack special trailers with PPE and other equipment and supplies. When the need arises, we should have the special items brought to the scene for all personnel. It will be easier to keep track of the equipment and supplies and you will not have to worry about when to carry your gear.

GPD will be creating a special K-9 team to handle bomb related incidents. A team is being organized and may grow in the future. Many of you have expressed an interest and this will be the basis for future selection. If you don't make the cut this time, please try again. We have other special team needs but will not be able to create them until additional officers are hired.

The hiring process is very slow and I am frustrated by it. Our enabling act created such a bureaucratic nightmare that it may not be possible to navigate any faster. Our mandates and requirements are so restrictive but what has been forgotten is the need for adequate compensation. The total combination has created a recruitment problem for GPD. It is tough to find qualified applicants who want to work for us.

A management committee has been meeting to attempt to find solutions for future promotions. Because there are problems with our promotional process, I tasked Capt Rick Leon Guerrero to chair this committee. If you have any questions or suggestions, please make them. I believe that we need to find solutions to various problems which include educational versus quality experience to resolve the problem of **“in the rank of...”** requirements. I would also like to make GPD attractive for recruitment of college graduates and experienced officers from other jurisdictions to join our ranks. Some of you may be fear that **“outsiders will take our jobs”**. Fear not. No one is taking our jobs since we really do not have a large enough labor pool to worry about this at all. 01



GPD Chief Legal Counsel
Jim Mitchell

The Bottom Line

I believe that this month is an appropriate time to discuss whether or not police officers may conduct searches based on an **anonymous tip**. The United States Supreme Court has held that an *anonymous tip* can form the basis for a search only if the information obtained from the tip is sufficiently **reliable** and is suitably **corroborated**. Florida v. J.L., 529 U.S. 266 (2000.) With respect to reliability, the tip must contain some indication that the tipster has some knowledge of concealed criminal activity. A tip from an unknown and uncountable informant who neither explains how he knows about the concealed criminal activity nor supplies any basis for believing he has inside information is insufficient to satisfy the reliability and corroboration standards. An *anonymous tipster* must explain how he knows about the criminal activity and there must be some basis for believing what the tipster is saying is true.

In Alabama v. White, 496 U.S. 325 (1990), an *anonymous tipster* said a woman carrying cocaine would “*leave an apartment building at a specified time, get into a car matching a particular description, and drive to a named hotel.*” Police officers observed the woman behave as predicted. Based on their observation of the predicted behavior, it was reasonable for the officers to believe the tipster had inside knowledge about the suspect and that the assertion about the cocaine was credible. The U.S. Supreme Court upheld the subsequent search and seizure, but noted that this case was a close call.

In Florida v. J.L., *supra*, the Supreme Court came to the opposite conclusion. In that case, an *anonymous tipster* informed police that a young Black man wearing a plaid shirt and standing at a certain bus stop had a gun. Officers immediately went to the bus stop, found a man fitting the description, frisked him and found a weapon. He was convicted of being a minor in possession of a firearm and carrying a concealed firearm without a license. The Supreme reversed his conviction. The tip contained no predictive information and therefore left the police without a means to test the informant’s knowledge or credibility. While the tip accurately described the defendant and his location, it did not show that the tipster had knowledge of concealed criminal activity. The relevant matter here is not that the defendant actually had a gun, but that tipster had not explained how he knew about the gun nor supplied any basis for believing he had inside information about the defendant.

The above cases illustrate that determining whether or not to act on an *anonymous tip* is tricky business. However, according to People v. Castro, Cal. 5th App. Dist. April 11, 2006, exigent circumstances or prevention of imminent injury or death may justify taking increased risk in acting on an *anonymous tip*. The exigent circumstances doctrine applies when there is a compelling need for official action and no time to secure a warrant.

THE BOTTOM LINE is that police officers may act on an *anonymous tip* only if the information obtained from the tipster is sufficiently **reliable** and is suitably **corroborated**. However, officers may act to prevent imminent injury or death; or if there are exigent circumstances.

As I Prepare to be Deployed. . .

Submitted by:

PO III Anna Teresa I. Eustaquio



It is always easier to give advice than to follow it. For the past 16 years I have been helping soldiers as they prepare to deploy with important documents such as life insurance, emergency data cards and family cares plans to name a few. It's funny to find myself on the other side of the table and these past few months I have often second guessed my choices, especially when it comes to the welfare of my two sons. Although I am basing this article on my pending deployment with the Army Reserve my experience should benefit every employee of the Guam Police Department. There are quite a number of employees who are also in the Army or Air Force Reserve and National Guard. However, if that doesn't hit you, then I must sadly remind you of SGT J.A. Guerrero's all too sudden and tragic death. To this day I find myself thinking about his precious children.

As in the military, every employee of this department should review their files annually or after a significant event (birth, death, marriage, divorce). Most people put off updating their records, especially after a divorce or marriage. I have witnessed first hand the consequences of not updating your information as soon as possible. There was a soldier in my previous unit who had gone through a bitter divorce from his wife and was granted custody of their son. Eventually he remarried but failed to update his life insurance policy and emergency data information. Unfortunately, when he died, the first wife received **EVERYTHING!** Someone had the unenviable task of explaining to his current wife and son why they weren't the beneficiaries of his life insurance policy.

Your review should focus on life insurance, annual and sick leave beneficiary (which can be updated at the Department of Administration Benefits Office) to something as simple as your personnel locator. I also recommend that you ensure copies of your trainings, awards/certificates and civilian education are in your files. This will also benefit employees' with promotion packets or resumes.

We all know the risks that come with our jobs, especially for those in the frontlines and need to make sure our families/loved ones will be taken care of.

It may sound morbid but in my preparation for deployment I had to take into consideration a lot of things about which most people feel uncomfortable talking. In addition to going over all my bank accounts, life insurance policies, "last will and testament", etc., I have written a detailed letter of instructions as to the schools I would like to send my sons to, CCD, and other issues. I have also written my obituary and my wishes for the kind of funeral I would like. It hasn't been easy sitting down with my husband, Jerry, to discuss these issues, but it will be one less thing for him to worry about or wonder, "*How would she have wanted it to be done?*" I share these personal thoughts with you in the hope of saving your families/loved ones from unnecessary grief.

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"To Protect and to Serve"

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**HUMAN LIFE
INTEGRITY
LAWS AND CONSTITUTION
EXCELLENCE
ACCOUNTABILITY
COOPERATION
PROBLEM—SOLVING
OURSELVES**

**May 26-27
GW Field**

For Information on how to participate
call 477-9451 or log on to our website at
www.acsevents.org/gu/guamrelay



May Birthdays

PO I Rodney P.	Verango	1st	Police Recruit Gerard S.	Perez	16th
Data Control Clerk Rico A.	Blancaflor	2nd	PO II Daniel P.	Crisostomo	18th
Statistical Clerk Dolores B.	San Nicolas	3rd	PO III Phillip P.	Diaz	18th
Detention Fac Guard Linda S.	Schacher	3rd	PO II Gabriel T.C.	Cruz	19th
PO II Brian D.	Awa	6th	Lieutenant Anthony J.I.	Palacios	20th
PO III Peter A.	Pascua	8th	Police Recruit Glen Q.	Asprec	23rd
PO III Derrick J.I.	Anderson	9th	PO III John G.	Gamboa	23rd
PO II Troy A.	Morrison	11th	Sergeant I Kenneth D.	Mantanona	24th
PO I Frank M.	Santos	11th	PO II Richard B.	Veluz	27th
Clerk I Nani J.	Valentine	13th	PO III Jason P.B.	Aguon	29th
Lieutenant Steven C.	Ignacio	15th	PO II Jessica P.	Meyenberg	30th
Police Recruit Angelito G.	Manlulu	15th	GPD Chaplain Pale' James	Benavente	?